



**CITY OF LODI
COUNCIL COMMUNICATION**

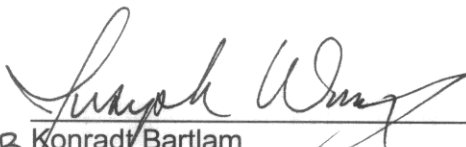
AGENDA TITLE: Set Public Hearing for March 17, 2004 to consider the Planning Commission's recommendation of approval to the City Council for a Rezoning for 5952 E. Pine Street. The Rezoning is from San Joaquin County A-U, Agricultural Urban Reserve to M-2, Heavy Industrial. The request also includes a recommendation that the City Council certify Negative Declaration ND-03-13 as adequate environmental documentation for the project and initiate annexation of the property into the city

MEETING DATE: March 3, 2004

PREPARED BY: David Morimoto, Senior Planner


RECOMMENDED ACTION: Set Public Hearing for March 17, 2004 to consider the Planning Commission's recommendation of approval to the City Council for a Rezoning for 5952 E. Pine Street. The Rezoning is from San Joaquin County A-U, Agricultural Urban Reserve to M-2, Heavy Industrial. The request also includes a recommendation that the City Council certify Negative Declaration ND-03-13 as adequate environmental documentation for the project and initiate annexation of the property into the city.

FUNDING: None


FOR Konrad Bartlam
Community Development Director

/lw

APPROVED:


H. Dixon Flynn, City Manager



CITY OF LODI

Carnegie Forum
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: March 17, 2004

Time: 7:00 p.m.

For information regarding this notice please contact:

Susan J. Blackston

City Clerk

Telephone: (209) 333-6702

EXHIBIT A

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on **Wednesday, March 17, 2004** at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a Public Hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

- a) to consider the Planning Commission's recommendation of approval to the City Council for Rezoning for 5952 East Pine Street; the Rezoning is from San Joaquin County A-U, Agricultural Urban Reserve to M-2, Heavy Industrial; the request also includes a recommendation that the City Council certify Negative Declaration ND-03-13 as adequate environmental documentation for the project and initiate annexation of the property into the City

Information regarding this item may be obtained in the office of the Community Development Department, 221 West Pine Street, Lodi, California. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the Public Hearing.

By Order of the Lodi City Council:

Susan J. Blackston
City Clerk

Dated: March 4, 2004

Approved as to form:

D. Stephen Schwabauer
Interim City Attorney



DECLARATION OF POSTING

**PUBLIC HEARING TO CONSIDER THE PLANNING COMMISSION'S
RECOMMENDATION OF APPROVAL TO THE CITY COUNCIL FOR
PREZONING FOR 5952 EAST PINE STREET; THE PREZONING IS FROM
SAN JOAQUIN COUNTY A-U, AGRICULTURAL URBAN RESERVE TO M-2,
HEAVY INDUSTRIAL; THE REQUEST ALSO INCLUDES A
RECOMMENDATION THAT THE CITY COUNCIL CERTIFY NEGATIVE
DECLARATION ND-03-13 AS ADEQUATE ENVIRONMENTAL
DOCUMENTATION FOR THE PROJECT AND INITIATE ANNEXATION OF
THE PROPERTY INTO THE CITY**

On Thursday, March 4, 2004 in the City of Lodi, San Joaquin County, California, a copy of a Notice of Public Hearing to consider the Planning Commission's recommendation of approval to the City Council for a Prezoning for 5952 East Pine Street; the Prezoning is from San Joaquin County A-U, Agricultural Urban Reserve to M-2, Heavy Industrial; the request also includes a recommendation that the City Council certify Negative Declaration ND-03-13 as adequate environmental documentation for the project and initiate annexation of the property into the City (attached hereto, marked Exhibit "A"), was posted at the following four locations:

Lodi Public Library
Lodi City Clerk's Office
Lodi City Hall Lobby
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 4, 2004, at Lodi, California.

ORDERED BY:

**SUSAN J. BLACKSTON
CITY CLERK**

Jacqueline L. Taylor, CMC
Deputy City Clerk

A handwritten signature in cursive script, reading "Patricia Ochoa", is written over a horizontal line.

Patricia Ochoa
Administrative Clerk

Jennifer M. Perrin, CMC
Deputy City Clerk

APN;OWNER;ADDRESS;CITY;STATE;ZIP
04909013;GALANTINE, RICHARD ;901 S CHEROKEE LN ;LODI ;CA;95240
04912029;ALL STATE PACKERS INC ;PO BOX 350 ;LODI ;CA;95241
04912039;CENTRAL CALIF TRACTION CO ;920 SE QUINCY ;TOPEKA ;KS;66612
04909012;UNIVERSAL MEMOR CENTERS VI INC;5750 E PINE ST ;LODI ;CA;95240
04925004;MEYERS, DONALD E ;5990 E SARGENT RD ;LODI ;CA;95240

EXHIBIT B



*Please immediately confirm receipt
of this fax by calling 333-6702*

CITY OF LODI
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

ADVERTISING INSTRUCTIONS

SUBJECT: PUBLIC HEARING TO CONSIDER THE PLANNING COMMISSION'S RECOMMENDATION OF APPROVAL TO THE CITY COUNCIL FOR PREZONING FOR 5952 EAST PINE STREET; THE PREZONING IS FROM SAN JOAQUIN COUNTY A-U, AGRICULTURAL URBAN RESERVE TO M-2, HEAVY INDUSTRIAL; THE REQUEST ALSO INCLUDES A RECOMMENDATION THAT THE CITY COUNCIL CERTIFY NEGATIVE DECLARATION ND-03-13 AS ADEQUATE ENVIRONMENTAL DOCUMENTATION FOR THE PROJECT AND INITIATE ANNEXATION OF THE PROPERTY INTO THE CITY

LEGAL AD

PUBLISH DATE: Saturday, March 6, 2004

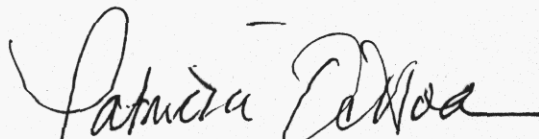
TEAR SHEETS WANTED: Three (3) please

SEND AFFIDAVIT AND BILL TO:

SUSAN BLACKSTON, CITY CLERK
City of Lodi
P.O. Box 3006
Lodi, CA 95241-1910

DATED: THURSDAY, MARCH 4, 2004

ORDERED BY:


PATRICIA OCHOA
ADMINISTRATIVE CLERK

JACQUELINE L. TAYLOR, CMC
DEPUTY CITY CLERK

JENNIFER M. PERRIN, CMC
DEPUTY CITY CLERK

Verify Appearance of this Legal in the Newspaper – Copy to File

PLEASE FAX OVER PROOF OF BORDERED AD. THANK YOU!!

LNS Faxed to the Sentinel at 369-1084 at 3:00 (time) on 3/4/04 (date) 2 (pages)
3:15 Phoned to confirm receipt of all pages at 3:15 (time) Jac Patricia Jen (initials)

Dora



DECLARATION OF MAILING

**PUBLIC HEARING TO CONSIDER THE PLANNING COMMISSION'S
RECOMMENDATION OF APPROVAL TO THE CITY COUNCIL FOR A
PREZONING FOR 5952 EAST PINE STREET; THE PREZONING IS FROM SAN
JOAQUIN COUNTY A-U, AGRICULTURAL URBAN RESERVE TO M-2, HEAVY
INDUSTRIAL; THE REQUEST ALSO INCLUDES A RECOMMENDATION THAT
THE CITY COUNCIL CERTIFY NEGATIVE DECLARATION ND-03-13 AS
ADEQUATE ENVIRONMENTAL DOCUMENTATION FOR THE PROJECT AND
INITIATE ANNEXATION OF THE PROPERTY INTO THE CITY**

On March 4, 2004, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a Public Hearing to consider the Planning Commission's recommendation of approval to the City Council for Prezoning for 5952 East Pine Street; the Prezoning is from San Joaquin County A-U, Agricultural Urban Reserve to M-2, Heavy Industrial; the request also includes a recommendation that the City Council certify Negative Declaration ND-03-13 as adequate environmental documentation for the project and initiate annexation of the property into the City, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

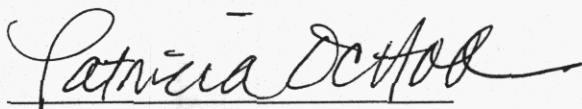
Executed on March 4, 2004, at Lodi, California.

ORDERED BY:

**SUSAN BLACKSTON
CITY CLERK, CITY OF LODI**

ORDERED BY:

JACQUELINE L. TAYLOR
DEPUTY CITY CLERK



PATRICIA OCHOA
ADMINISTRATIVE CLERK

JENNIFER M. PERRIN
DEPUTY CITY CLERK